

CARLOS M. RAMIREZ
MAYOR

MONICA D. CUNNINGHAM
CHIEF ADMINISTRATIVE OFFICER

ESTRELLA ESCOBAR
EXECUTIVE ASSISTANT TO THE MAYOR

MARK THREADGILL
EXECUTIVE ASSISTANT TO THE MAYOR



CITY COUNCIL

JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL JOSEPH ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ELVIA G. HERNANDEZ
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
APRIL 3, 2001
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Carlos M. Ramirez present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Presi Ortega, Jr., Paul Joseph Escobar, Luis G. Sariñana and Elvia G. Hernandez. Absent: None. Meeting was called to order and the invocation was given by Pastor Lorenzo Tovar, Westside Apostolic Church, followed by the Pledge of Allegiance to the Flag of the United States of America, Mayor's Proclamations & Certificates.

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RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the gift of \$5,000 from State Farm Insurance Companies for the purpose of sponsoring Family Day on April 8, 2001 from 1:00-4:00 p.m.

Ms. Becky Duvall Reese, Director of Museums, made opening comments.

Mr. Paul Maestes, State Farm Customer Response Center, stated State Farm was excited about working with the Museum. He added that this is the Company's first endeavor working with the Community and that the Company hopes to contribute more in the future.

Mayor Carlos M. Ramirez thanked State Farm for their very generous contribution.

Motion made by Representative Ortega, seconded by Representative Hernandez and unanimously carried to approve the above Resolution.

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RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor, on behalf of the City, accept a donation from ITT Industries for a Night Enforcer 6015R Tactical Monocular, a night vision viewer, for use by the El Paso Police Department. The total value of the donation is \$1,995.00.

Captain Mike Gill, El Paso Police Department, stated that the Police Department was very pleased to accept this donation. He explained that the Police Department received an award as the top Police Department at a November 2000 International Association of Chiefs of Police meeting.

Motion made by Representative Hernandez, seconded by Representative Escobar and unanimo carried to approve the above Resolution.

Motion made by Representative Larry Medina, seconded by Representative Jan Sumrall, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted. (Items approved under Consent Agenda will be shown with an asterisk {*}).

Representatives Sumrall and Ortega were not present for the vote.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the Air Cargo Building Lease Agreement between the City of El Paso and Southwest Airlines effective February 1, 2001 to lease additional office and warehouse space at the Airport's cargo facility located at 6435 Convair Road, El Paso, Texas.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the February 20, 2001, Contract (part of the Arts Resources Department's Music Under the Stars Series) between the City and Ismael Toralba to reflect the change in performance dates under the Contract from June 24, 2001, to August 26, 2001.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following contracts on behalf of the Arts Resources Department for the FY 2001 Music Under the Stars World Festival to be held at the Chamizal National Memorial, as recommended by the Arts Resources Department.

1. Britton Management for Grand Derangement; one performance on Sunday, June 24, 2001; cost of \$8,400.00.
2. University of Texas at El Paso for Pandemonium; one performance on Sunday, July 22, 2001; cost of \$1,200.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Annual Action Plan (2000-2001) of the Consolidated Plan for 2000-2005 be amended by adding the following housing project to the 26th Year (2000-2001) Community Development (CD) Program:

Architectural Barrier Removal Program
for Manufactured (Mobile) Homes - \$75,000

AND that the funds for this project be transferred from the Housing Rehabilitation Revolving Loan Fund Account No. 150039-710RLF-CDAH-205205.

This program will provide services citywide.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Construction Soft Costs Loan Agreement between the City and El Paso Coalition for the Homeless, not to exceed \$65,000.00. This document shall be used to close a real estate transaction relating to a Community Development Rehabilitation Loan/Grant Application for a property at 1221 Magoffin, El Paso, Texas, as recommended by the Director of Community and Human Development.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign an Application to Companion Life Insurance Company for Aggregate and Specific Excess Loss Insurance to compliment City of El Paso personnel medical benefits.

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RESOLUTION

DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS TO DESIGNATE AN AREA AS REINVESTMENT ZONE "KK"; TO CALL A PUBLIC HEARING ON THE DESIGNATION; AUTHORIZING THE GIVING OF NOTICE OF THE PUBLIC HEARING; AND RELATED MATTERS.

WHEREAS, the City Council (the "City Council") of the City of El Paso, Texas (the "City"), pursuant to the requirements of the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended (the "Act"), does hereby declare its intent to consider the adoption of an Ordinance designating an area within the City as Reinvestment Zone "KK";

WHEREAS, the area to be designated Reinvestment Zone "KK" is set forth and described in Exhibit "A" attached hereto, which is incorporated herein by reference for all purposes;

WHEREAS, the Act requires that the designation of an area as a reinvestment zone be done by the City Council through the adoption of an Ordinance;

WHEREAS, before an Ordinance may be adopted, the Act requires that the City Council hold a public hearing on such designation and accordingly the City Council intends hereby to hold such public hearing on Tuesday, April 17, 2001, at 9:00 o'clock a.m. in the City Council Chambers, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone; and,

WHEREAS, the Act requires that the City Council give notice of hearings by: (1) publication of such notice in a newspaper having general circulation in the City no later than the seventh day before the date of the hearing; and (2) delivery of such notice in writing to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment

zone no later than the seventh day before the date of the hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That the City Council hereby declares its intent to consider the adoption of an Ordinance designating the real property described and set forth in Exhibit "A" as a reinvestment zone, pursuant to the requirements of the Act.

Section 2. That the City Council hereby directs that a public hearing concerning such designation of a reinvestment zone be held at 9:00 o'clock a.m. on Tuesday, April 17, 2001, in the City Council Chambers on the second floor of the Municipal Building of the City of El Paso, 2 Civic Center Plaza, El Paso, Texas, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone.

Section 3. That a Notice of the public hearing shall be: (1) published in a newspaper having general circulation in the City no later than the seventh day before the date of such public hearing; and (2) delivered to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment zone no later than the seventh day before the date of such public hearing.

Section 4. That the Director of Economic Development for the City of El Paso or his duly authorized agent, be authorized to arrange for the publication of the Notice and also to send such Notice to the presiding officer of the governing body of each such taxing unit.

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***RESOLUTION**

**DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF EL PASO,
TEXAS TO DESIGNATE AN AREA AS REINVESTMENT ZONE "LL"; TO CALL A
PUBLIC HEARING ON THE DESIGNATION; AUTHORIZING THE GIVING OF
NOTICE OF THE PUBLIC HEARING; AND RELATED MATTERS.**

WHEREAS, the City Council (the "City Council") of the City of El Paso, Texas (the "City"), pursuant to the requirements of the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended (the "Act"), does hereby declare its intent to consider the adoption of an Ordinance designating an area within the City as Reinvestment Zone "LL";

WHEREAS, the area to be designated Reinvestment Zone "LL" is set forth and described in Exhibit "A" attached hereto, which is incorporated herein by reference for all purposes;

WHEREAS, the Act requires that the designation of an area as a reinvestment zone be done by the City Council through the adoption of an Ordinance;

WHEREAS, before an Ordinance may be adopted, the Act requires that the City Council hold a public hearing on such designation and accordingly the City Council intends hereby to hold such public hearing on Tuesday, April 17, 2001, at 9:00 o'clock a.m. in the City Council Chambers, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone; and,

WHEREAS, the Act requires that the City Council give notice of hearings by: (1) publication of such notice in a newspaper having general circulation in the City no later than the seventh day before the date of the hearing; and (2) delivery of such notice in writing to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment.

zone no later than the seventh day before the date of the hearing;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That the City Council hereby declares its intent to consider the adoption of an Ordinance designating the real property described and set forth in Exhibit "A" as a reinvestment zone, pursuant to the requirements of the Act.

Section 2. That the City Council hereby directs that a public hearing concerning such designation of a reinvestment zone be held at 9:00 o'clock a.m. on Tuesday, April 17, 2001, in the City Council Chambers on the second floor of the Municipal Building of the City of El Paso, 2 Civic Center Plaza, El Paso, Texas, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone.

Section 3. That a Notice of the public hearing shall be: (1) published in a newspaper having general circulation in the City no later than the seventh day before the date of such public hearing; and (2) delivered to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment zone no later than the seventh day before the date of such public hearing.

Section 4. That the Director of Economic Development for the City of El Paso or his duly authorized agent, be authorized to arrange for the publication of the Notice and also to send such Notice to the presiding officer of the governing body of each such taxing unit.

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***RESOLUTION**

**DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF EL PASO,
TEXAS TO DESIGNATE AN AREA AS REINVESTMENT ZONE "MM"; TO CALL A
PUBLIC HEARING ON THE DESIGNATION; AUTHORIZING THE GIVING OF
NOTICE OF THE PUBLIC HEARING; AND RELATED MATTERS.**

WHEREAS, the City Council (the "City Council") of the City of El Paso, Texas (the "City"), pursuant to the requirements of the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended (the "Act"), does hereby declare its intent to consider the adoption of an Ordinance designating an area within the City as Reinvestment Zone "MM";

WHEREAS, the area to be designated Reinvestment Zone "MM" is set forth and described in Exhibit "A" attached hereto, which is incorporated herein by reference for all purposes;

WHEREAS, the Act requires that the designation of an area as a reinvestment zone be done by the City Council through the adoption of an Ordinance;

WHEREAS, before an Ordinance may be adopted, the Act requires that the City Council hold a public hearing on such designation and accordingly the City Council intends hereby to hold such public hearing on Tuesday, April 17, 2001, at 9:00 o'clock a.m. in the City Council Chambers, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone; and,

WHEREAS, the Act requires that the City Council give notice of hearings by: (1) publication of such notice in a newspaper having general circulation in the City no later than the seventh day before the date of the hearing; and (2) delivery of such notice in writing to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment

zone no later than the seventh day before the date of the hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That the City Council hereby declares its intent to consider the adoption of an Ordinance designating the real property described and set forth in Exhibit "A" as a reinvestment zone, pursuant to the requirements of the Act.

Section 2. That the City Council hereby directs that a public hearing concerning such designation of a reinvestment zone be held at 9:00 o'clock a.m. on Tuesday, April 17, 2001, in the City Council Chambers on the second floor of the Municipal Building of the City of El Paso, 2 Civic Center Plaza, El Paso, Texas, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone.

Section 3. That a Notice of the public hearing shall be: (1) published in a newspaper having general circulation in the City no later than the seventh day before the date of such public hearing; and (2) delivered to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment zone no later than the seventh day before the date of such public hearing.

Section 4. That the Director of Economic Development for the City of El Paso or his duly authorized agent, be authorized to arrange for the publication of the Notice and also to send such Notice to the presiding officer of the governing body of each such taxing unit.

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***RESOLUTION**

**DECLARING THE INTENT OF THE CITY COUNCIL OF THE CITY OF EL PASO,
TEXAS TO DESIGNATE AN AREA AS REINVESTMENT ZONE "NN"; TO CALL A
PUBLIC HEARING ON THE DESIGNATION; AUTHORIZING THE GIVING OF
NOTICE OF THE PUBLIC HEARING; AND RELATED MATTERS.**

WHEREAS, the City Council (the "City Council") of the City of El Paso, Texas (the "City"), pursuant to the requirements of the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended (the "Act"), does hereby declare its intent to consider the adoption of an Ordinance designating an area within the City as Reinvestment Zone "NN";

WHEREAS, the area to be designated Reinvestment Zone "NN" is set forth and described in Exhibit "A" attached hereto, which is incorporated herein by reference for all purposes;

WHEREAS, the Act requires that the designation of an area as a reinvestment zone be done by the City Council through the adoption of an Ordinance;

WHEREAS, before an Ordinance may be adopted, the Act requires that the City Council hold a public hearing on such designation and accordingly the City Council intends hereby to hold such public hearing on Tuesday, April 17, 2001, at 9:00 o'clock a.m. in the City Council Chambers, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone; and,

WHEREAS, the Act requires that the City Council give notice of hearings by: (1) publication of such notice in a newspaper having general circulation in the City no later than the seventh day before the date of the hearing; and (2) delivery of such notice in writing to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestmen.

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zone no later than the seventh day before the date of the hearing,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That the City Council hereby declares its intent to consider the adoption of an Ordinance designating the real property described and set forth in Exhibit "A" (Exhibit on file with this Resolution in the City Clerk's Office.) as a reinvestment zone, pursuant to the requirements of the Act.

Section 2. That the City Council hereby directs that a public hearing concerning such designation of a reinvestment zone be held at 9:00 o'clock a.m. on Tuesday, April 17, 2001, in the City Council Chambers on the second floor of the Municipal Building of the City of El Paso, 2 Civic Center Plaza, El Paso, Texas, at which time all interested persons will be entitled to speak and present evidence for or against the designation of the reinvestment zone.

Section 3. That a Notice of the public hearing shall be: (1) published in a newspaper having general circulation in the City no later than the seventh day before the date of such public hearing; and (2) delivered to the presiding officer of the governing body of each taxing unit that includes in its boundaries real property that is to be included in the proposed reinvestment zone no later than the seventh day before the date of such public hearing.

Section 4. That the Director of Economic Development for the City of El Paso or his duly authorized agent, be authorized to arrange for the publication of the Notice and also to send such Notice to the presiding officer of the governing body of each such taxing unit.

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***RESOLUTION**

WHEREAS, certain lands in El Paso County are assigned water rights under the Rio Grande Federal Reclamation Project and the owners thereof may assign said rights; and,

WHEREAS, the City of El Paso desires to acquire water rights for the benefits of the citizens of El Paso, Texas; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The Mayor is hereby authorized to sign, on behalf of the City, acceptance of Irrigation Water Assignment agreements numbers: 10035, 10039, 10040, 10044, 10049, 10066, 10067, 10068, 10069, 10070, 10071, 10072, 10073, 10074, 10075, 10076, 10077, 10078, 10079 and 10080 for irrigation water acres, in El Paso County, Texas.

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***RESOLUTION**

WHEREAS, certain lands in El Paso County are assigned water rights under the Rio Grande Federal Reclamation Project and the owners thereof may assign said rights; and,

WHEREAS, the City of El Paso desires to acquire water rights for the benefits of the citizens of El Paso, Texas; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The Mayor is hereby authorized to sign, on behalf of the City, acceptance of Irrigation Water Assignment agreements numbers: 10081, 10083, 10084, 10091, 10094, 10096, 10097, 10098, 10099, 10102, 10103, 10105, 10106, 10107, 10108, 10109 and 10114 for irrigation water acres, in El Paso County, Texas.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF PASO** and **IRENE HERNANDEZ** for the El Paso Library. Employee shall be paid at the rate of \$5.24 per hour, not to exceed 20 hours per week without permission from Co-Op coordinator, and will be reimbursed for mileage, not to exceed 150 miles per week or a total of \$51.75 per week. The term of the contract is from April 24, 2001 through April 23, 2002.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and submit a grant application for a COPS MORE 2001 Technology Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of \$832,500.00 for the purpose of purchasing and implementing a mobile automated citation system.; matching funds required in the amount of \$277,500.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and submit all necessary documents and information and accept a grant award from the U.S. Department of Justice, Bureau of Justice Assistance for a FY 2001 Local Law Enforcement Block Grants Program grant for the purposes of reducing crime and improving public safety in the amount of \$10,000.00; matching funds in the amount of \$1,291.67.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a letter of support for the application to *Save America's Treasures* from the Plaza Theatre Corporation for the Plaza Theatre. The application will seek designation as a landmark under the *Save America's Treasures* program of the White House Millennium Council.

*Motion made, seconded and carried that the following First Time Home Buyers application be approved in the amounts shown below as recommended by the Director of Community and Human Development and that the City Comptroller be authorized to issue a checks in the amount shown below for the approved application.

01-03-FTHB/HL-0458	Loan: \$20,000.00
Interest 0%	Term: 357 months
11969 Dragon Crest Dr. (36)	

*Motion made, seconded and unanimously carried to authorize the use of Nine Hundred Twenty Eight Dollars (**\$928.00**) from District 4 Discretionary Funds to install two street lights along Sun Valley Road near Andress High School as requested by Representative John Cook.

*Motion made, seconded and unanimously carried to accept the drainage improvements in the following subdivision for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

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Subdivision Three Hills Addition Replat "A"

Drainage Improvements:

Ponding Area - at Lot 7, Block 1; with a 2.32 ac. area and a 8.73 ac-ft.; 1,100 ft. x 8.0 ft. high; 920.0 ft. x 6.0 ft. high; of Rockwall Fence with an 18.0 ft. Double Swing Gate; 2-Thrust Block Structures; 132.2 ft. of 24.0" R.C.P.; and 130.0 ft. of Guard Rails.

15.0 ft. Drainage Easement - at Lot 2, Block 1; 712.48 ft. of 24.0" R.C.P.; and 2-Junction Boxes/48.0" Manholes

Chinook Lane - 1-8 Grate Drop Inlet Type III

Inca Avenue - 1-7 Grate Drop Inlet Type III

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*Motion made, seconded and unanimously carried to place the following name(s) on the Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

- A. Albert Guillen, Automotive Technician I
- B. *Jennifer Esterak, Police Officer
- C. *Robert Whitaker, Police Sergeant
- *Subject to provisions of Rule 13, Section 7.d.

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*Motion made, seconded and unanimously carried to approve the following Temporary Appointment made regular in accordance with Rule 7, Section 4(c) of the Civil Service Rules and Regulations:

Sonia Aguirre, Public Safety Dispatcher-Fire, Fire Department

Motion was revised to read "in accordance with Rule 7, Section 4(c) of the Civil Service Rules and Regulations" instead of Article VI, Section 6.6-3..as shown on the agenda.

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*Motion made, seconded and unanimously carried to approve the provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

- A. Administrative Assistant, EPWU (1 position)
- B. Traffic Engineering Associate II, Engineering (1 position)

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*Motion made, seconded and unanimously carried to approve the following Staffing Table Change for Fire Department:

Add	1	Planner II	PM 78
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*Motion made, seconded and unanimously carried to approve the following Staffing Table Change for Police Department:

Delete	3	Police Officers	P 3
Add	3	Police Officers	P 3
Add	4	Training Technician/Instructors	GS 18
Add	1	Training & Development Manager	PM 71

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*Motion made, seconded and unanimously carried to approve the reappointment of Luis Mata to the Civil Service Commission as requested by Representative Escobar.

*Motion made, seconded and unanimously carried to approve the reappointment of Laura Winter to the Art Museum Advisory Board as requested by Representative Hernandez.

*Motion made, seconded and unanimously carried to approve the reappointment of Rosemary Calderon to the Art Museum Advisory Board as requested by Representative Hernandez.

*Motion made, seconded and unanimously carried to approve the reappointment of George A. Reynoso to the Art Museum Advisory Board by Representative Medina.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

Confirm the Mayor's appointment of William Torgerson as Zoo Director, Grade EX D, at a salary of \$88,000, effective April 23, 2001.

Mayor Carlos M. Ramirez made opening comments.

Dr. William Torgerson, Zoo Director, thanked the Mayor and Council for appointing him. He briefly explained his accomplishments while at the Montana Zoo. He elaborated briefly on his plans for the Zoo's future.

Representatives Sumrall, Hernandez, Cook and Ortega made comments.

Ms. Kathleen Mason, Zoological Society representative, explained the Zoological Society is tremendously pleased with the appointment of Dr. Torgerson.

Motion made by Representative Hernandez, seconded by Representative Escobar and carried to CONFIRM the Mayor's appointment of William Torgerson as Zoo Director, Grade EX D, at a salary of \$88,000, effective April 23, 2001, and to authorize moving expenses to be based on the lowest of three (3) quotations, and relocation expenses not to exceed \$4,000 based upon actual copies of receipts or other documentation submitted to the City. The City will place \$2,000 into deferred compensation for Mr. Torgerson.

*Motion made, seconded and unanimously carried to approve installation, power, and maintenance of residential street light(s) at the following location(s):

- A. At the alley behind 5008 and 5012 Gary Owen Road. (Cost \$899.00)
- B. Between 103 & 105 Seneca Dr. (Cost \$899.00)

*Motion made, seconded and unanimously carried that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown, and that the Mayor be authorized to sign said agreements on behalf of the City:

- A. PID #R273-999-0010-1300 and #0827-999-0751-0042, \$2,120.67 per month installments on a balance of \$12,335.73 for 1998, 1999 and 2000 taxes; El Paso Automotive Machine Shop - 8939 Castner St.
- B. PID #C741-999-0170-1500, \$489.83 per month installments on a balance of \$5,032.57 for 1997, 1998, 1999 and 2000 taxes; John E. & Betty L. Ansell - 5424 Yarmouth Ln.

- C. PID #D672-999-0030-3500, \$489.80 per month installments on a balance of \$7,796.57 for 1989, 1990, 1991, 1992, 1993, 1994, 1995 and 1996; Alma B. Langbehn - 5901 Tarpon Dr.
- D. PID #B202-999-0870-0100, \$1,099.25 per month installments on a balance of \$5,314.93 for 1997, 1998, and 1999 taxes; Felipe D. J. Millan - 2630 Montana Ave.
- E. PID #P654-999-0220-0100, \$776.04 per month installments on a balance of \$4,719.16 for 1998 and 1999 taxes; Carlos A. & Rebecca A. Rodriguez - 10600 Havenrock Dr.

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 *Motion made, seconded and unanimously carried that the following tax refunds be approved:

- A. Heritage Lincoln Mercury in the amount of \$71,122.24, overpayment of 1999 taxes.
(PID #1997-999-2723-0034)
- B. SSRC, Inc., Quality Real Estate Development in the amount of \$911.35, overpayment of 1999 taxes.
(PID #1999-999-0446-0050)
- C. Jean Gibson in the amount of \$1,464.14, overpayment of 2000 taxes.
(PID #C844-999-0210-1500)
- D. Sierra Title Co. in the amount of \$1,626.46, overpayment of 2000 taxes.
(PID #E054-999-0360-4700)
- E. Benchmark Bank in the amount of \$2,182.46, overpayment of 2000 taxes.
(PID #K216-999-0480-2525)
- F. Aurora Loan Services c/o Codilis & Stawiariski P.C., in the amount of \$1,031.30, overpayment of 2000 taxes.
(PID #M851-999-0370-8500)
- G. Lawyers Title in the amount of \$524.46, overpayment of 2000 taxes.
(PID #N425-999-0340-2100)
- H. Roberto A. Blanco in the amount of \$2,319.51, overpayment of 1999 taxes.
(PID #S380-999-0120-0300)
- I. Laura Lopez in the amount of \$700.00, overpayment of 2000 taxes.
(PID #S562-004-0450-4700)
- J. Homecomings Financial Network c/o First American R/E Tax Service in the amount of \$2,058.46, overpayment of 2000 taxes.
(PID #V893-999-3560-2500)
- K. Sonic in the amount of \$44,675.18 overpayment of 2000 taxes.
(PID #V897-999-1150-0310)
- L. Emma Flores in the amount of \$670.00, overpayment of 2000 taxes.
(PID #927-999-0400-0300)
- M. Raul Camacho in the amount of \$621.55, overpayment of 2000 taxes.
(PID #W813-999-0050-1000)

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 *Motion made, seconded and unanimously carried to postpone one week Bid No: 2001-134 Elevator Shunt-Trip System Installation

Award To: Grinnell Fire Protection, El Paso, TX
 Items: All
 Amount: \$15,582.00

Department: El Paso International Airport
 Funds available: 620003-203121

Funding source: Airport Enterprise Fund
Total amount: \$15,582.00

The El Paso International Airport and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, for the furnishing and installation of an Elevator Shunt-Trip System, for the El Paso International Airport.

Vendor does not offer a fast pay discount.

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*Motion made, seconded and unanimously carried to approve Bid No: 2001-127 Runway Derubberization & Friction Measurement Services

Award To: Chemtek, Inc.
Yanceyville, NC
Item(s): 1
Amount: \$31,000.00 (Estimated annually)

Department: El Paso International Airport
Funds available: 620009-202215
Funding source: Airport Enterprise Fund
Total amount: \$31,000.00

The El Paso International Airport and the Purchasing Departments recommend award as indicated. They are the low, responsive, and responsible bidder meeting specifications.

This is a twelve (12) month requirements-type Contract for Runway Derubberization & Friction Measurement Services. The Contract will officially begin at 12:01 midnight, April 4, 2001.

Vendor offers the City the option of extending the term of the Contract for two (2) additional years at the same unit prices. No fast payment discount is offered.

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*Motion made, seconded and unanimously carried to approve budget transfer BT2001-373 MUSEUM OF ART

To appropriate funds donated by Marian Apteckar Foundation. Funds for American Catalogue design, production.

Increase	\$15,400	to	154001/540006/105060	Donations
Increase	\$15,400	to	154001/540006/202215	Outside Contracts

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2001-374 MUSEUM OF ART

To appropriate funds that were donated for Family Day. Funds needed for purchases and outside contracts.

Increase	\$5,000	to	154001/540006/105060	Donations
Increase	\$5,000	to	154001/540006/202215	Outside Contracts

.....

*Motion made, seconded and unanimously carried to approve the following Building Services Refunds:

- A. Electrical refund permit #00-24915 to Millennium Electrical Contractors.
- B. Zoning verification letter refund to Barth Development Group Inc.

.....
*Motion made, seconded and unanimously carried to approve T.R.I.O. to hold a foot race/walk on April 21, 2001 from 8:30 a.m. to 10:00 a.m. Route: Start at Marwood Park, right on River Bend, left on Sunset, right on Vista del Monte, right on Meadowlark, left on Camino Real, left on Montoya, left on Meadowlark, right on Vista del Monte, left on Sunset, right on River Bend, left on Roxbury, finish at Marwood Park. Approximately 900 persons and 1 automobile will take part and 100 spectators are anticipated. This request includes permission to use amplification (1 small P.A. system). PERMIT NO. 01-022

.....
*Motion made, seconded and unanimously carried to approve Mona Pacheco/Dia de Los Niños Event and City of El Paso Parks & Recreation Department and El Paso Public Library to hold a parade on April 28, 2001 from 11:00 a.m. to 12:00 p.m. Route: South Delta to north on Shelter Pl., cross Paisano Drive, continue north onto Washington, to end at Washington Park. Approximately 200 persons, 2 automobiles and bicycles/ tricycles will take part and 250 spectators are anticipated. PERMIT NO. 01-024

.....
Motion made, seconded and unanimously carried to move to the regular agenda the following:

Monte Horeb to hold parade/procession and to block off Walnut between Texas and Mills for a block party on April 15, 2001 from 10:00 a.m. to 4:00 p.m. and April 10, April 12 & April 13 from 6:30 p.m. to 12:00 a.m. Route: Delta, Cypress, Eucalyptus, Magoffin, Walnut, end at Walnut and Texas. Approximately 300 persons, 3 automobiles and 1 donkey will take part and 400 spectators are anticipated. This request includes permission to use amplification (electric guitar, four speakers, base guitar, drums). Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". Request waiver of fees for police traffic assistance. Signed affidavit submitted. PERMIT NO. 01-026

Mayor Carlos M. Ramirez commented on the indigency issue and explained what "indigency" means as per the Legal Department's explanation.

Mr. Gomez, representing the applicant, stated that his church consists of approximately 150 - 200 members and their ability to pay is limited.

Representative Sumrall questioned whether this event was for the church and if the church has a checking account.

Mr. Gomez answered yes to her questions. He elaborated that the church does not have employees nor does it pay a pastor but rather the checking account is to pay the utilities.

Representative Hernandez questioned the \$20,000.00 income for the church and whether this event was a fund raiser. She questioned the number of events. Representative Hernandez asked Mr. Horeb whether these events might be held in a park.

Mr. Gomez responded this event is not a fund raising event and explained each event for Council.

Mr. Charlie McNabb, City Attorney, stated that the decision to waive the fee is up to the Council.

Ms. Carole Hunter, City Clerk, clarified for Council Members the costs of the events and the revisions.

Representative Medina made comments regarding being indigent.

Representative Cook asked if reserve officers might be utilized for events such as these.

Ms. Monica D. Cunningham, Chief Administrative Officer, explained that she would speak with the Municipal Police Officer's Association, however, this will not alleviate the issue regarding these types of events.

Representative Escobar asked Ms. Hunter to explain the costs.

Ms. Hunter explained that a report from the Police Department indicated that the \$505.50 was for both events. She also stated that the \$505.50 might now be lessened due to the revisions to eliminate the parade on April 15th.

Representative Hernandez asked Mr. Gomez if his church might be able to collect the monies. Mr. Gomez responded that his church might be able to accomplish this.

Representative Sariñana questioned the other dates mentioned in the application. Mr. Gomez explained for Representative Sariñana.

Ms. Hunter clarified for Representative Sariñana the information regarding the parade and block party.

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve Monte Horeb to block off Walnut between Texas and Mills for a block party on April 15, 2001 from 10:00 a.m. to 4:00 p.m. and April 10, April 12 & April 13 from 6:30 p.m. to 12:00 a.m. 400 spectators are anticipated. This request includes permission to use amplification (electric guitar, four speakers, base guitar, drums). Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". Waiver of fees for police traffic assistance not approved. PERMIT NO. 01-026.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the following:

Monte Horeb to hold parade/procession and to block off Walnut between Texas and Mills for a block party on April 8, 2001 from 10:00 a.m. to 4:00 p.m. Approximately 300 persons, 3 automobiles and 1 donkey will take part and 400 spectators are anticipated. This request includes permission to use amplification (electric guitar, four speakers, base guitar, drums). Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". Request waiver of fees for police traffic assistance. Signed affidavit submitted. PERMIT NO. 01-026

This was discussed with the item above and approved as follows:

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve Monte Horeb to hold a parade/procession and to block off Walnut between Texas and Mills for a block party on April 8, 2001 from 10:00 a.m. to 4:00 p.m. Approximately 300 persons, 3 automobiles and 1 donkey will take part and 400 spectators are anticipated. This request includes permission to use amplification (electric guitar, four speakers, base guitar, drums). Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". Waiver of fees for police traffic assistance not approved. PERMIT NO. 01-026

.....
*Motion made, seconded and unanimously carried to approve First Church of the Nazarene to use amplification (2 speakers, 1 microphone, CD player, equalizer) at Memorial Park on April 14, 2001 from 8:00 a.m. to 12:00 p.m. Approximately 20 persons will use amplification and 200 persons are anticipated. PERMIT NO. 01-025

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF PORTIONS OF LOT 100, CINECUE PARK, CITY OF EL PASO, EL PASO, COUNTY, TEXAS (8300 BLOCK OF TROY AVENUE) AS FOLLOWS: PARCEL 1 FROM R-F (RANCH-FARM) TO A-M (APARTMENT-MOBILE HOME) AND PARCEL 2 FROM R-F (RANCH-FARM) TO A-M (APARTMENT-MOBILE HOME). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Representative Sariñana asked Ms. Pat Aauto, Planning Director, to elaborate on this.

Ms. Aauto presented slides for clarification to Council Members. She explained that the City Plan Commission and the Development Coordinating Committee voted in favor for both the rezoning and proposed site plan, however, considerable opposition has been submitted for both cases. She explained that a neighborhood meeting was held and that a compromise was reached. The compromise was that Parcel 2 would be rezoned to A/M and Parcel 1 would be sent back to the CPC for consideration of R-3 zoning. She explained that the owner and applicants are in agreement with this as well as some of the neighbors. She stated that letters of opposition have been received from at least 20% of the abutting owners of property within a 200 ft radius, thus evoking Section 211.006(d) of the Local Government Code. She stated in order to approve the Ordinance and accompanying Site Development Plan, 75% of the Council members must vote in favor.

Representative Sumrall made comments.

Ms. Phyllis Torres, 8286 Troy, stated her concerns to Council. She said she agrees with Parcel 1 being remanded to the City Plan Commission and Parcel 2 being approved.

Representative Sariñana stated for the record that the owner, Bradley Roe, would provide a sidewalk from the corner of Parcel 2 to the end of Parcel 1.

Action was taken as follows:

ORDINANCE 14802

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF PORTIONS OF LOT 100, CINECUE PARK, CITY OF EL PASO, EL PASO COUNTY, TEXAS (8300 BLOCK OF TROY AVENUE) FROM R-F (RANCH-FARM) TO A-M (APARTMENT-MOBILE HOME). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Motion duly made by Representative Sariñana, seconded by Representative Hernandez that the Ordinance be adopted to approve the zoning change for Parcel 2 from R/F to A/M and to remand Parcel 1 back to the City Plan Commission for reconsideration of an R-3A and that the following Resolution be included.

AYES: Council Members Sumrall, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: Council Member Rodriguez Absent: None

ABSTAIN: Council Member Medina

City Attorney Charlie McNabb stated that this ordinance had passed because Council Member Medina abstained because of a conflict of interest and his vote was considered affirmative. Council Member Medina clarified his reason for abstaining was that he was not in the Council Chambers during discussion on this item. Mr. McNabb revised his comments and stated the ordinance had not passed because the required percentage of Council did not vote in favor.

Motion made by Representative Ortega, seconded by Representative Hernandez and unanimously carried to reconsider the above Ordinance. Representative Sariñana asked the applicant's representative, Mr. Bradley Roe, to explain this zoning case for Representative Medina. Mr. Roe responded and stated the agreement that had been reached between the neighbors and the applicant.

Motion duly made by Representative Sariñana, seconded by Representative Hernandez that the Ordinance be adopted to approve the zoning change for Parcel 2 from R/F to A/M and to remand Parcel 1 back to the City Plan Commission for reconsideration of an R-3A and that the following Resolution be included.

AYES: Council Members Sumrall, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: Council Member Rodriguez Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted. (Required percentage of Council members voted in favor.)

**.....
RESOLUTION APPROVING DETAILED SITE DEVELOPMENT PLAN NO. DP-00027, FOR PORTIONS
OF LOT 100, CINECUE PARK, EL PASO, EL PASO COUNTY, TEXAS (8300 BLOCK OF TROY
AVENUE), PURSUANT TO SECTION 20.04.140 OF THE EL PASO MUNICIPAL CODE.**

WHEREAS, **TEODORO MARTINEZ** (the "Applicant") has applied for approval of a detailed site development plan pursuant to Section 20.32.020 (J) (Zoning) of the El Paso Municipal Code, to permit the construction and development of a mobile home park; and

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has recommended approval of the subject detailed site development plan; and

WHEREAS, the subject detailed site development plan has been submitted to the City Council of the City of El Paso for review and approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. Pursuant to Section 20.04.150 of the El Paso Municipal Code, the City Council hereby approves the detailed site development plan submitted by the Applicant, to permit the construction and development of a mobile home park on the following described property which is located in an A-M (Apartment-Mobile Home) District:

Portions of Lot 100, CINECUE PARK, City of El Paso, El Paso County, Texas, more particularly described by metes and bounds in the attached and incorporated Exhibit "A" and municipally referred to as the 8300 Block of Troy Avenue.

A copy of the approved detailed site development plan, signed by the Applicant, the Mayor and the Secretary of the City Plan Commission, is attached hereto, as Exhibit "B" and incorporated herein by reference. (All Exhibits on file with this Resolution in the City Clerk's Office.)

2. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the A-M (Apartment-Mobile Home) District regulations.

3 The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the A-M (Apartment-Mobile Home) District regulations. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

4. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

Motion made by Representative Sariñana, seconded by Representative Hernandez, and carried to approve the above Resolution. Representative Rodriguez vote Nay.

.....
*Motion made, seconded and unanimously carried to delete an Ordinance authorizing the Mayor to sign a Special Warranty Deed conveying a 0.643 acre parcel of land to Westside Joint Venture in consideration of the dedication by Westside of a one-acre Fire Station Site in Tract 2E of the Nellie D. Mundy Survey 243, El Paso, El Paso County, Texas.
.....

ORDINANCE 14803

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.010 (SCHEDULE I - ONE-WAY STREETS) TO INCLUDE SAN FRANCISCO AVENUE, EAST BOUND FROM COLDWELL STREET TO DURANGO STREET; AND ANTHONY STREET, NORTH BOUND FROM PAISANO DRIVE TO SAN FRANCISCO AVENUE. THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO MUNICIPAL CODE.**

Mr. Ted Marquez, Traffic Engineering Division Manager, explained this amendment for Council and the public.

Motion duly made by Representative Hernandez, seconded by Representative Sumrall that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 14804

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING P. D'ANNE SMITH TO USE A PORTION OF SUE YOUNG PARK FROM 2:00 PM UNTIL 4:00 PM ON APRIL 8, 2001**

Representative Cook explained that on the Agreement, page 1, paragraph 2 that should be revised to read "4:00 P.M." rather than 2:00 p.m.

Mr. Charles Nutter, Director of Parks & Recreation, stated his Department would make the correction.

Motion duly made by Representative Cook, seconded by Representative Sumrall that the Ordinance be adopted as corrected. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana, Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
Motion made by Representative Medina, seconded by Representative Cook and unanimously carried to postpone one week an Ordinance authorizing the Mayor to sign a Special Warranty Deed conveying to Ark Investments the West 24 Feet of Lot 21, all of Lot 22 and the East ½ of Lot 23, Block 41, East El Paso Addition, El Paso, El Paso County, Texas and addressed as 3612 Gateway East, El Paso, Texas.

Representative Medina asked what the proposed use of the property would be.

Mr. Bob Andron, Assistant City Attorney, explained that the adjacent property owner is purchasing this property so that he might expand his accounting business. Mr. Andron suggested that the item be postponed one week.

.....
ORDINANCE 14805

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES), CHAPTER 12 (WATER AND SEWER SYSTEM) AND CHAPTER 13 (WATER CONSERVATION ORDINANCE) OF THE CITY OF EL PASO MUNICIPAL CODE TO PROVIDE ADJUSTMENTS T DEFINITIONS; TO PROHIBIT TURF GRASS IN NEW PARKWAYS UNLESS SUBSURFACE IRRIGATED; TO EXPAND THE DEFINITION OF RESPONSIBLE PARTY FOR WATER CODE VIOLATIONS; TO ADJUST REQUIREMENTS FOR A FUND RAISER CAR WASH; AND MAKE CERTAIN OTHER WATER CONSERVATION CHANGES; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Carlos M. Ramirez stated that the Public Service Board (PSB) has approved this and has forwarded this item to City Council for final approval.

Mr. Ed Archuleta, Water Utilities General Manager, presented Council Members with a power point presentation of an executive overview of activities which have transpired at the PSB over the last year and fielded questions from Council Members.

Mayor Carlos M. Ramirez explained that he, the County Judge and the President of the Chamber of Commerce had recently returned from a trip to Washington. These individuals spoke with Senators Gramm and Hutchinson and Congressmen Reyes and Bonilla, all of whom were in favor of this Ordinance.

Mr. Archuleta then spoke of water conservation issues and fund raising car washes mentioned in this Ordinance and fielded questions from Council Members.

Ms. Anai Padilla, Water Conservation Manager, explained that the Car Wash Association organized a program whereas students can utilize their facilities for fund raising car washes. She stated that in order to avoid overburdening selected car wash facilities, the non-profit organizations must submit paperwork to the PSB which specifies the organizations' non-profit status. Ms. Padilla also responded to questions by Council Members.

Mayor Carlos M. Ramirez asked Council Members to forward any suggestions and/or ideas they may have to either the Planning Department or Ms. Padilla.

Representative Sumrall asked about xeroscaping for both new commercial and residential properties. She brought up the issue of whether property owners might be compensated for having "Water Smart" homes.

Mr. Archuleta explained that turf will be eliminated on the parkways, steep slopes and/or small narrow areas through this Ordinance. He will investigate the "Water Smart" issues.

Representative Escobar asked that the car wash facilities use recycled water.

Representative Medina asked that all fund raising car washes be prohibited.

Mr. Archuleta reiterated the suggestions of Council Members.

Representative Hernandez questioned the incentives for homeowners who wish to convert to xeroscaping.

Mr. Archuleta elaborated stating there is a pilot program which began this year and if successful will continue for future years.

Representative Ortega asked Mr. Archuleta if he would present his presentations in language that the public would understand.

Mr. Danny Salazar, Executive Director of the El Paso Association of Builders, thanked Council, Mr. Archuleta, PSB and others for a very open discussion.

Representative Sumrall suggested implementing xeroscaping into the Ordinance, however, the issue regarding the percentage of plants in front yards be sent back to the Committee for further review.

Mr. Archuleta explained that all fund raising car washes will be done at commercial sites, not at the school sites and asked if Council Members would allow 90 days for the Committee to come up with stronger language regarding turf in the front yards.

Mayor Ramirez commended Ms. Padilla and her staff for their work in regard to a commercial on television regarding xeroscaping.

Mayor Ramirez reiterated the modifications for this Ordinance to prohibit benefit car washes in schools and to allow them only in commercial car wash facilities. He stated the Committee will meet and return to Council in 90 days with recommendations regarding turf in the front yards, recycling issues and Smart Home concepts as well as other economic incentives will be looked into.

Mr. Mike Spurlock, Counsel for the PSB, clarified the elimination of turf grass in new parkways unless irrigated by subsurface irrigation.

Mr. Archuleta thanked Council Members for their support.

Motion duly made by Representative Sumrall, seconded by Representative Cook that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 14806

The City Clerk read an Ordinance entitled: **AN ORDINANCE PARTIALLY VACATING 12.5 FEET IN WIDTH OF AN EXISTING 25 FOOT WIDE UTILITY AND IRRIGATION DITCH EASEMENT LOCATED PARTIALLY WITHIN LOT 37, BLOCK 3, STONEHEDGE ESTATES UNIT 4, CITY OF EL PASO, EL PASO COUNTY, TEXAS (720 WAKEFIELD COURT).**

Motion duly made by Representative Sumrall, seconded by Representative Ortega that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

*Motion made, seconded and unanimously carried to delete a public hearing to determine if the proper located at 7940-7948 Mansfield, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished.

*Motion made, seconded and unanimously carried to delete the request that Mayor and Council terminate Contract No. 1999-37-205-C1 with Charlie Case Tire Co., LLC for Tire and Roadside Service for convenience pursuant to Clause No. 18A of the Contract, an item titled Termination for Convenience, whereby the City reserved the right to terminate the Contract for convenience.

Motion made by Representative Sumrall, seconded by Representative Cook and unanimously carried to proceed with a Request for Proposal for \$3,000,000 to design a new Animal Shelter facility with funding from Certificates of Obligation already issued by the City.

Representative Sumrall explained that she placed this item on the Agenda due to the lack of response from the County. Representative Cook made comments.

Mayor Carlos M. Ramirez explained that based on information gathered, the City can go forward with Bids today. He added that this project must have the partnership of both the Humane Society and the City/County Animal Shelter Advisory Committee. He explained that both of these organizations are eager to get started.

Ms. Monica D. Cunningham, Chief Administrative Officer, explained that the CO's have been sold and the money is waiting to be utilized. Representative Sariñana made comments.

Mr. Jose Melendez, Chairman of the El Paso Humane Society, explained his organization has been working with the Commissioner's Court. He explained that his organization has asked that the Commissioner's Court obligate themselves by the end of this month.

Representative Sumrall explained that the City must commit the funds and move forward. She thanked Mayor Carlos M. Ramirez and Ms. Monica D. Cunningham, Chief Administrative Officer, for their commitment to this project.

.....
Motion made by Representative Escobar, seconded by Representative Sariñana and unanimously carried to appoint the following positions of Municipal Court Judge as recommended by the Municipal Court Legislative Review Committee, in accordance with Ordinance No. 12403—An Ordinance Establishing a Procedure for the Appointment of Municipal Court Judges. (Representative Escobar)

Court No. 1 -	No recommendation
Court No. 3 -	Richard A. Porras
Court No. 5 -	Daniel Robledo

Mayor Carlos M. Ramirez explained that a Legislative Review Committee Meeting was held and that several recommendations were made.

Representative Escobar recognized those members of the Legislative Review Committee as: Representative Cook, Representative Ortega and Representative Escobar as Chair of this Committee. He explained that resumes were requested from local attorneys for the positions at Municipal Courts No. 1, 3 and 5. No recommendations were made for Municipal Court No. 1 due to the number of attorneys running for this office. The Committee wholeheartedly recommended Richard A. Porras, a local attorney, for Municipal Court No. 2. There are no other individuals vying for the position at Municipal Court No. 3. The same circumstances involve Daniel Robledo.

Representative Sumrall made comments.

.....
No action taken on the request to provide information on the status of Alameda Avenue project from Piedras Street to Ysleta. (Esther Perez)

Mayor Carlos M. Ramirez made opening statements.

Ms. Esther Perez, citizen, asked what the status and time frame of the Alameda Avenue project was.

Ms. Terry Quezada, Program Manager, Public Works Department, explained that the City has partnered with the State on this project.

Mr. Chuck Berry, Texas Department of Transportation, provided Council Members with a brief overview regarding the Alameda Avenue project and fielded questions from Council Members.

Ms. Quezada clarified information.

Representative Medina expressed his unhappiness with the Texas Department of Transportation regarding this project.

Ms. Perez thanked Council, Mayor Ramirez and Ms. Carole Hunter, City Clerk for their diligent hard work.

Mr. Rick Armendariz, Chief of Staff for State Representative Norma Chavez, read a letter to Council Members written by Ms. Chavez.

Mr. Raul Rivas, Co-Chairman EPISO, stated his organization will continue to work with many other organizations until the Alameda Avenue project is complete.

Motion made by Representative Sariñana, seconded by Representative Hernandez and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance designating Reinvestment Zone "KK" within the City of El Paso as authorized by the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended; describing the boundaries of said Reinvestment Zone "KK"; describing the eligibility of said Reinvestment Zone "KK" for Commercial-Industrial Tax Abatement of Real and Personal Property located therein; and providing for a savings clause.
- B. An Ordinance designating Reinvestment Zone "LL" within the City of El Paso as authorized by the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended; describing the boundaries of said Reinvestment Zone "LL"; describing the eligibility of said Reinvestment Zone "LL" for Commercial-Industrial Tax Abatement of Real and Personal Property located therein; and providing for a savings clause.
- C. An Ordinance designating Reinvestment Zone "MM" within the City of El Paso as authorized by the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended; describing the boundaries of said Reinvestment Zone "MM"; describing the eligibility of said Reinvestment Zone "MM" for Commercial-Industrial Tax Abatement of Real and Personal Property located therein; and providing for a savings clause.
- D. An Ordinance designating Reinvestment Zone "NN" within the City of El Paso as authorized by the Property Redevelopment and Tax Abatement Act, §§312.001 et. seq., Texas Tax Code, as amended; describing the boundaries of said Reinvestment Zone "NN"; describing the eligibility of said Reinvestment Zone "NN" for Commercial-Industrial Tax Abatement of Real and Personal Property located therein; and providing for a savings clause.

PUBLIC HEARING WILL BE HELD ON APRIL 17, 2001 FOR ITEMS A - D

- E. An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Chapter 20.08 (General Design and Use Regulations) by adding requirements for a neighborhood conservancy overlay, and by permitting such overlay designation through a special permit process within Chapters 20.10 (R-F Ranch and Farm District), 20.12 (R-1, R-2, R-2A, R-3 AND R-3A Residential Districts), 20.14 (R-4 and R-5 Residential Districts), 20.20 (A-1 Apartment District), 20.22 (A-2 Apartment District), 20.24 (A-3 Apartment District), 20.26 (A-4 Apartment District), 20.28 (A-O Apartment/Office District), 20.30 (A-3/O Apartment/Office High Density District), 20.52 (S-D Special Development District), 20.53 (U-P Union Plaza District), 20.54 (P-R Planned Residential I), 20.56 (P-R Planned Residential District II), and 20.61 (SRR Special Residential Revitalization District), the penalty being as provided in Chapter 20.68 of the Code.
- F. An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Chapter 20.08 (General Design and Use Regulations) by adding requirements for a residential mixed-use development, and by permitting such use through a special permit process within Chapters 20.10 (R-F Ranch and Farm District), 20.12 (R-1, R-2, R-2A, R-3 AND R-3A Residential Districts), 20.14 (R-4 and R-5 Residential Districts), 20.20 (A-1 Apartment District), 20.22 (A-2 Apartment District), 20.24 (A-3 Apartment District), 20.26 (A-4 Apartment District), 20.28 (A-O Apartment/Office District), 20.30 (A-3/O Apartment/Office High Density District), 20.52 (S-D Special Development District),

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20.53 (U-P UNION PLAZA DISTRICT), 20.54 (P-R Planned Residential I), 20.56 (P-R Planned Residential District II), and 20.61 (SRR Special Residential Revitalization District), the penalty being as provided in Chapter 20.68 of the Code.

PUBLIC HEARING WILL BE HELD ON APRIL 24, 2001 FOR ITEMS E & F

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

.....
ADDITION TO THE AGENDA

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement for Engineering Services between the **CITY OF EL PASO** and **Mesa & Associates, Inc.**, for a project known as **"Knights Drive Extension Street and Drainage Improvements"** for an amount not to exceed \$47,976.70.

Representative Sariñana thanked Mayor Carlos M. Ramirez; Ms. Monica D. Cunningham, Chief Administrative Officer; Mr. Ed Drusina, Director of Public Works and City staff for their diligent work on this project.

Motion made by Representative Sariñana, seconded by Representative Hernandez and unanimously carried to approve the above Resolution.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement for Engineering Services between the **CITY OF EL PASO** and **SLI Engineering, Inc.**, for a project known as **"Law Enforcement Organization Aircraft Ramp"** for an amount not to exceed \$238,294.00.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement for Architectural Services between the **CITY OF EL PASO** and **Mijares-Mora Architects, Inc.**, for a project known as **"Nations-Tobin Center and Park Improvements"** for an amount not to exceed \$251,786.18 and further authorizing the Mayor to make the necessary budget transfers.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

R E S O L U T I O N

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AMENDMENT TO THE MEMORANDUM F SERVICES BETWEEN THE CITY AND THE UNIVERSITY OF TEXAS AT EL PASO FOR A MIGRATORY BIRD WETLAND HABITAT AT THE RIO BOSQUE PARK TO EXTEND THE TERM THREE MONTHS TO JUNE 30, 2001.

WHEREAS, the City of El Paso (City) and the University of Texas at El Paso, a higher education agency of the State of Texas (UTEP) entered into a Memorandum for Services (Memorandum) September 1, 1999 for UTEP to accomplish certain work at the Rio Bosque Park in accordance with an Environmental Protection Agency grant which Memorandum expires by its terms March 31, 2001; and,

WHEREAS, UTEP has requested the City extend the expiration date of the Memorandum until June 30, 2001 in order for UTEP to complete the scope of work required; and,

WHEREAS, the City finds it in the public interest to extend the expiration date of the Memorandum, NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The Mayor is hereby authorized to sign an amendment to the Memorandum for Services between the City of El Paso and the University of Texas at El Paso for a migratory bird wetland habitat at the Rio Bosque Park extending the term of the agreement until June 30, 2001. All other provisions of the Memorandum for Services shall remain in full force and effect.

Representative Escobar asked for elaboration.

Mr. Charles Nutter, Director of Parks & Recreation, explained that this was an extension of a Memorandum of Understanding between the City and UTEP on an EPA Grant for the design and development of the facilities within the Rio Bosque Park.

Representative Escobar made comments and commended Mr. Nutter and the City's Legal staff for their diligent work regarding this project. Representative Hernandez made comments.

Motion made by Representative Escobar, seconded by Representative Hernandez and unanimously carried to approve the above Resolution.

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*R E S O L U T I O N

CITY OF EL PASO, TEXAS RESOLUTION IN SUPPORT OF TWO VITAL TRANSPORTATION INFRASTRUCTURE PROJECTS FOR EL PASO AND FURTHER SUPPORTING SUBMISSION TO THE TEXAS TRANSPORTATION COMMISSION AT ITS MEETING MAY 31, 2001 OF THE TWO PRIORITY PROJECTS FOR COMMISSION APPROVAL AND ACTION.

WHEREAS, the El Paso City Council strongly supports improved regional transportation infrastructure projects and the necessary State funding to accomplish said projects; and

WHEREAS, the Transportation Policy Board (TPB) for the El Paso Metropolitan Planning Organization (MPO) on December 15, 2000 unanimously endorsed two vital transportation infrastructure projects, described hereinbelow, for presentation to the Texas Transportation Commission (TTC) for

consideration and action, and

WHEREAS, May 31, 2001, the City of El Paso will send a delegation to the Texas Transportation Commission in Austin to petition the TTC to create a more direct route to IH-10 from the Fabens international port of entry and to upgrade and rehabilitate Vinton road to a 2-lane facility, and

WHEREAS, these projects will aid in the flow of commercial traffic, enhance public safety, and help the El Paso region address its rapid growth and infrastructure needs;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, THAT:

1. The Mayor is hereby authorized to sign, on behalf of the City, this resolution in support of two priority transportation infrastructure projects, endorsed by the TPB of the MPO for presentation to the TTC for approval and action.
2. The two priority transportation infrastructure projects necessary for El Paso regional transportation needs are:
 - **Project #1 - FM 1109 from Caseta/Fabens International POE to the FM 3380 (O.T. Smith Road)/Interchange.**
Realignment and construction of a 2-lane undivided non-freeway facility that extends from the United States/Mexico international border north to IH-10 with a grade separated overpass on SH 20 and Union Pacific Railroad (\$28,300,000);
 - **Project #2 - Vinton Road from Interstate 10 to State Highway 20 (Doniphan Drive).**
Reconstruction of Vinton Road and designation as a Farm to Market facility including drainage, facility lighting, sidewalks, traffic signals, right turn lane at IH-10 and SH 20 and landscape (\$2,500,000).
3. The City Clerk is instructed that an original of this Resolution be communicated to the Texas Transportation Commission in time for their regular meeting of May 31, 2001.

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*Motion made, seconded and unanimously carried to approve Bid No. 2001-125

Project: North Loop Gardens No. 1 Phase 2, Street & Drainage Improvements
Contractor: Ortega Construction Co., Inc.
El Paso, Texas

Department: Street
Funding: 150000-7125CD-1148-208027
Base Bid: \$653,397.90
Total Award: \$653,397.90

The Purchasing Department recommends award of this contract to Ortega Construction Co., Inc., the low responsible, responsive bidder. Additionally, it is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the Deputy Director for Engineering, Contract Compliance, and the City Attorney.

1. Lump Sum Component.

As part of the award of this contract, the Director of Public Works is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the

design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$10,000.00 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

2. Unit Price Component.

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

Description or Explanation:

Base Bid I -	\$520,276.00
Base Bid IA	\$ 2,990.00
Base Bid II-	\$ 43,170.35
Base Bid III	\$ 86,961.55

Total Recommended Award: \$653,397.90

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*Motion made, seconded and unanimously carried to approve the Change Order #23 (scope change) to SamCorp General Contractors, Inc., for the Convention Center Expansion and Modernization project, for a increased amount of \$36,083.00 for the deletion of office space in order to enlarge conference room space.

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Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to postpone one week El Paso Electric Co. Application to Increase Fuel Factor and for Fuel Surcharge, SOAH Docket No. 473-01-1494, PUC Docket No. 23530. (Section 551.071)

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Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to postpone one week Efrain Silva, 01-A-001 (551.071)

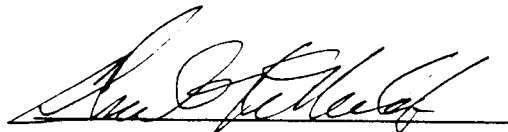
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Motion made by Representative Sariñana, seconded by Representative Ortega and unanimously carried to adjourn this meeting at 12:30 p.m.

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:

Carole Hunter

Carole Hunter, City Clerk



Charles McNabb, City Attorney